

**Delaware Department of Agriculture
Pesticides Section
2320 S. DuPont Highway Dover, Delaware 19901
Pesticide Enforcement Action**



Enforcement Action/Violation

Respondent:

Cavalier Lawn Care & Landscape
724 New Brighton Ct.
Middletown Delaware 19709

Violation:

3 Del. C. §1224(a)(3) – Engaging in the business of applying a pesticide on the lands of another without having a license granted by the Department.

Penalty:

Respondent signed a consent agreement December 12th 2019. In the agreement, Respondent agreed to the imposition of disciplinary sanctions which included a civil penalty of \$600.00 (six hundred dollars) for violating §1224(a)(3).

STIPULATED FACTS

1. Cavalier Lawn Care and Landscape, (“Respondent”) is a commercial business with an office located at 724 New Brighton Ct. Middletown, DE 19709. Respondent has an expired license (License No. 1510) that was issued by the Delaware Department of Agriculture (“the Department”).
2. Bill Nardo is the owner of Cavalier Lawn Care & Landscape. Mr. Nardo is an expired certified applicator, certification number 11-436, this certification expired on 12/31/2011.
3. Chris Nardo is an employee for the Respondent. Mr. Chris Nardo is not a certified applicator or a registered service employee.
4. The Pesticide Section of the Department (“Complainant,”) is bringing this enforcement action against Respondent. Erin Gehrman (“Gehrman”) is employed as an Environmental Scientist I with the Department. Dustin Borntrager, (“Borntrager”), is employed as an Environmental Scientist II with the Department.
5. On April 11, 2019, Gehrman stopped to inspect the Respondent. Gehrman was on routine patrol in New Castle County when she noticed application equipment in the

bed of the Respondents truck. She approached Mr. Chris Nardo and identified herself and asked if a pesticide product was in the backpack sprayer on the truck. Mr. Chris Nardo replied that the backpack normally carries Ranger, but it was currently empty.

6. Ranger Pro Herbicide, EPA Reg. No. 524-517 is registered for sale and use in Delaware
7. Gehrmann contacted the owner Bill Nardo on April 17, 2019. Gehrmann and Mr. Bill Nardo discussed the use of pesticides as a part of business and the requirement of being licensed. Mr. Nardo confirmed that the backpack sprayer normally contains Roundup, but it was empty at the time of the inspection. Gehrmann also notified Mr. Nardo that his website still offered lawn care services. This portion of the website was taken down several days after this phone conversation.
8. In the past 5 years, Respondent has no pesticide compliance violations with the Department.